

## CIVIL DOCKET

## UNITED STATES DISTRICT COURT

Jury demand date: 1-9-73 (deft.)

D. C. Form No. 106A Rev.

| TITLE OF CASE  | ATTORNEYS  |
|--|--|
| <p>HAROLD M. TOLLE</p> <p style="text-align: center;">v.</p> <p>CLARKE - GRAVELY CORPORATION,<br/>a foreign corporation,</p> <p style="text-align: center; margin-top: 100px;"><u>ATTORNEYS LIEN CLAIMED</u></p> | <p>For plaintiff:</p> <p style="margin-left: 40px;">Thomas L. Palmer<br/>520 Center Building<br/>630 West Seventh Street<br/>Tulsa, Oklahoma 74127<br/>585-3448</p> <p style="margin-top: 100px;">For defendant:<br/>Chris Rhodes/<br/>Russell B. Holloway,<br/>Rhodes, Hieronymus, Holloway &amp; Wilson<br/>2411 First National Center<br/>Oklahoma City, Ok. 73102 (235-8593) 405</p> |

  

| STATISTICAL RECORD  | COSTS                      | DATE     | NAME OR RECEIPT NO.       | REC.  | DISB. |
|---|----------------------------|----------|---------------------------|-------|-------|
| J.S. 5 mailed 12-1-72   | Clerk                      | 11-16-72 | 11/15 Palmer<br>C.D.No.22 | 15.00 | 15 00 |
| J.S. 6 mailed 12-1-73   | Marshal                    |          |                           |       |       |
| Basis of Action: personal injury -<br>breach of implied warranty -<br>money judgment - six<br>causes of action. | Docket fee<br>Witness fees |          |                           |       |       |
| Action arose at:  | Depositions                |          |                           |       |       |

| DATE     | PROCEEDINGS   | Date Order or Judgment Noted |
|----------|---|------------------------------|
| 11-15-72 | Complaint, filed. Summons issued. rm  |                              |
| 11-20-72 | Summons, ret. & filed: served The Corporation Company, Ok. City, 11-16-72. (USM \$4.00)g  |                              |
| 11-28-72 | Affidavit of mailing, filed. Clarke-Gravely Corp. served by certified mail, 11-16-72. g   |                              |
| 12-4-72  | Deft's motion to enlarge time to plead, filed. g  |                              |
| 12-4-72  | Order granting deft. until Jan. 5, 1973, to plead or answer, filed. (AEB-J)g cpies mailed. g  |                              |
| 1-9-73   | Defendant's answer, filed. ds (with demand for jury)  |                              |
| 1-18-73  | <del>Parties directed to hold pre-trial prior to 3-1-73 and file p/t order not later than 3-8-73.</del> (AEB-J)h  |                              |
| 3-6-73   | Deposition of Harold M. Tolle, taken before Millie Ballard, L.S.R., on 1-22-73, filed. v  |                              |
| 7-26-73  | Case set for disposition 7-31-73 at 10:00 A.M. (AEB-J)jj  |                              |
| 7-31-73  | Case called for disposition and stricken. Parties represented and granted 60 days in which to file pre-trial order.(AEB-J)h   |                              |
| 8-3-73   | Case set for jury trial Wednesday 10-24-73 at 10:00 a.m. (AEB-J)hm  |                              |
| 9-11-73  | Plaintiff's interrogatories filed. ds   |                              |
| 9-26-73  | Application of plaintiff's to strike from Jury Docket, filed. jj  |                              |
| 9-26-73  | It is Ordered that plaintiff's application to strike <del>from</del> from Jury docket be and the same is hereby denied. (AEB-J). js   |                              |
| 9-28-73  | Order granting defendant 15 additional days from 9-24-73 to answer interrogatories, filed.(AEB-J)g  |                              |
| 10-2-73  | Answers to Interrogatories, filed by Deft. ds   |                              |
| 10-2-73  | <u>Pre-trial order</u> , filed. (AEB-J)g  |                              |
| 10-15-73 | Requested instructions by pltf., filed. rm  |                              |
| 10-19-73 | Pltf's Mtn. in Limine w/Brief in Support of Mtn. in Limine, filed.jj  |                              |
| 10-23-73 | Order, filed, Overruling in Part and Sustaining in Part Pltfs Mtn. in Limine (AEB-J)jj  |                              |
| 10-24-73 | Case called for jury trial and stricken. Parties present and represented. Parties announce settlement; court directs parties to prepare proper Order, to be filed by Oct. 29, 1973.(AEB-J)h |                              |
| 10-26-73 | Requested Instructions to the Jury by the Deft. Clarke-Gravely Corporation, filed. jj   |                              |
| 10-26-73 | Proposed Voir Dire Questions of Deft. Clarke-Gravely Corporation, filed. jj   |                              |
| 11-20-73 | Joint application for order of dismissal, filed. hm   |                              |
| 11-21-73 | Order dismissing complaint and cause of action with prejudice, filed & entered. (AEB-J)g cpies mailed. g  |                              |
| 8-20=80  | DEPOSITION of Harold Tolle returned to deft. counsel. hm  |                              |